

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

LASER FAB, INC., et al.,

Debtors.¹

Case No. 09-42046

Chapter 11

Jointly Administered

Judge Thomas J. Tucker

ORDER REQUIRING DEBTORS TO AMEND DISCLOSURE STATEMENT

On July 29, 2009, Debtors filed a plan and disclosure statement, in a document entitled “First Combined Plan of Liquidation and Debtors’ Combined Disclosure Statement” (Docket # 71). The Court cannot yet grant preliminary approval of the disclosure statement contained within this document (“Disclosure Statement”). The Court notes the following problems, which Debtors must correct.

First, Debtors must correct the case caption to state the full name of Debtor “Laser Fab, Inc.”

Second, Debtors must state in Article II, Paragraph 2.1 (for Laser Fab, Inc.) of the Plan on page 7, and in Article II, Paragraph 2.4 (for Turn-Tech, Inc.) of the Plan on page 8, what Debtors estimate is the total amount of the administrative claims in these Groups, and then Debtors must list the member(s) of these Groups and the estimated amount owed to each member.

Third, Article III of the Plan on page 9 is entitled “Specification of Treatment of Classes of Claims or Interest not Impaired Under Plan and Those Impaired Under the Plan.” It appears that all of the classes in Article III are impaired. If this is the case, then Debtors must correct the

¹ Jointly administered with the case of In re Turn-Tech, Inc., Case No. 09-42050.

heading for Article III to reflect this.

Fourth, Debtors must state, in Article III, with regard to each class, whether it is impaired or not impaired.

Fifth, Debtors must state who will own the equity of the Debtors after confirmation of the Plan, both during and after the 60-day auction period. Article III of the Plan states that the equity interests of the Debtors' sole shareholder Brian Johnson will be extinguished. *See also* 11 U.S.C. § 1141(d)(1)(B).

Sixth, Debtors' reference to "Mr. Johnson" in Section II. B. of the Disclosure Statement on page 16 is ambiguous. Debtors must replace all references to "Mr. Johnson" with either "Brian Johnson" or "Leonard Johnson."

Seventh, Article IV, Paragraph 4.2 of the Plan on page 11 states, in relevant part: "On the Confirmation Date, the Avoidance Actions of the relevant Debtor shall be auctioned[.]" Debtor must provide more information about the timing, location, and format of this auction (*i.e.*, how it is to work, when exactly it will occur (*e.g.*, date and time, and/or before or after the confirmation hearing, and/or before or after the confirmation order is entered,) and where it is to take place.)

Accordingly,

IT IS ORDERED that Debtors must file, no later than **August 6, 2009**, an amended combined plan and disclosure statement which corrects the above stated problems.

IT IS FURTHER ORDERED that Debtors also must provide to Judge's chambers, no later than **August 6, 2009**, a redlined version of the amended combined plan and disclosure statement, showing the changes Debtors have made to the "First Combined Plan of Liquidation and Debtors' Combined Disclosure Statement" filed July 29, 2009. Debtors must submit this

redlined document to chambers electronically, through the Court's order submission program.

Signed on August 03, 2009

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge